

PATENT

Client Reference Number: 11875US dl:df

**CERTIFICATE OF HAND DELIVERY**

I hereby certify that this correspondence is being hand filed with the United States Patent and Trademark Office in Washington, DC. 20231

on 8/21/2006  
(Date)

Typed or printed name of person signing this certificate

Dr. O. M. (Sam) Zashmout  
Signature Sam Zashmout

Attachments: 1. a fully executed Declaration (37 CFR 1.63). 2. a fully executed Power of attorney. ☒ Credit card form.  
4. copy of office letter.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant:** Kym John Keightley  
**Title:** An Improved Hole Saw Boss  
**Application Serial Number:** 10/551,096  
**Filing Date:**  
**Group Art Unit:**  
**Examiner:**  
**Confirmation Number:**  
**Mail Stop:** MISSING PARTS-PCT Office

Date: August 21, 2006

**Response to Notification of Missing Requirements Under 35 U.S.C. 371**  
**in the United States Designated/Elected Office (DO/EO/US)**

Honorable Commissioner for Patents  
P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The Applicant has received a Notification of Missing requirements from the United states Patent and Trademark Office, dated July 27, 2006 in the above referenced application. The notification requests that the applicant submits signed declaration.

Attached herewith are a fully executed Declaration (37 CFR 1.63) and Power of attorney for the subject patent application.

Please note that the complete name of the inventor is "Kym John Keightley" as shown in the attached declaration. It is not "John Kym Keightley" as shown in the Office letter dated July 27, 2006. Your attention to this matter is greatly appreciated.

Please charge \$65 Late declaration Surcharge on our credit card (the form PTO-2038 is enclosed). In addition, the Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17 or credit any overpayment, to deposit account No. 50-3321. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, or otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-3321.

Respectfully submitted,

By: Sam Zaghmout

O. M. (Sam) Zaghmout Ph.D  
(Registration No. 51,286)

**Contact Information:**

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08/24/2006 MKAYPAGH 00000052 10551096

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/551,096	John Kym Keightley	

O M (Sam) Zaghmount  
 BIO IPS  
 8509 Kernon Ct  
 Lorton, VA 22079

INTERNATIONAL APPLICATION NO.	
PCT/AU04/00376	
I.A. FILING DATE	PRIORITY DATE
03/26/2004	03/28/2003

CONFIRMATION NO. 1708

371 FORMALITIES LETTER



\*OC000000019771169\*

Date Mailed: 07/27/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/28/2005
- Copy of the International Search Report filed on 09/28/2005
- Copy of IPE Report filed on 09/28/2005
- Copy of Annexes to the IPE filed on 09/28/2005
- Oath or Declaration filed on 09/28/2005
- Small Entity Statement filed on 09/28/2005
- U.S. Basic National Fees filed on 09/28/2005
- Priority Documents filed on 09/28/2005
- Specification filed on 09/28/2005
- Claims filed on 09/28/2005
- Abstracts filed on 09/28/2005
- Drawings filed on 09/28/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath

or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65 Surcharge.**

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/551,096	PCT/AU04/00376	